

STATE OF UTAH

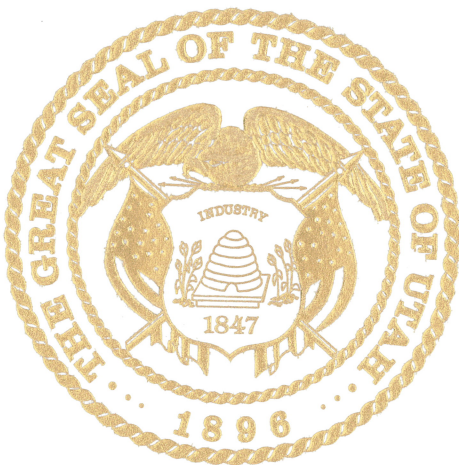


OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, GREG BELL, LIEUTENANT GOVERNOR OF THE STATE OF UTAH,
HEREBY CERTIFY THAT there has been filed in my office a notice of annexation from
KANAB CITY, dated October 27th, 2009, complying with Section 10-2-425, Utah Code
Annotated, 1953, as amended.

NOW, THEREFORE, notice is hereby given to all whom it may concern that the
attached is a true and correct copy of the notice of annexation, referred to above, on file
with the Office of the Lieutenant Governor pertaining to KANAB CITY, located in Kane
County, State of Utah.



IN TESTIMONY WHEREOF, I have
hereunto set my hand, and affixed the Great
Seal of the State of Utah this 12th day of
January, 2010 at Salt Lake City, Utah.

A handwritten signature in black ink, appearing to read "Greg Bell".

GREG BELL
Lieutenant Governor

Mayor
Kim T. Lawson
City Manager
Keith L. McAllister
Treasurer
RaeLene Johnson
City Attorney
Van Mackeprang



City Council
James G. Sorenson
Nina Laycook
Terril Honey
Steven R. Mower
Anthony Chatterley

December 29, 2009

Lieutenant Governor Greg Bell
210 State Capitol
Salt Lake City, Utah 84114

RE: Annexation and Boundary Changes

Dear Lt. Governor Bell:

Enclosed you will find certified copies of the resolution and associated plat map of the Harold Hamblin Annexation into Kanab, Utah.

If you have any questions or comments, please feel free to contact me at your convenience.

Sincerely,

Keith L. McAllister
Kanab, Utah 84741

Received

DEC 31 2009
MAY SRA 1/6
Greg Bell
Lieutenant Governor

— A Western Classic —

RESOLUTION NO. 10-1-09R

A RESOLUTION DECLARING THE ANNEXATION OF TERRITORY TO THE
MUNICIPALITY OF KANAB CITY, UTAH

WHEREAS, the petition for annexation known as the
HAROLD HAMBLIN ANNEXATION was accepted by the Kanab City Council
for the purpose of preparing a Policy Declaration relative to the
proposed annexation 12 day of May, 2009; and

WHEREAS, a public hearing was held on the 27 day of
Oct., 2009, for the purpose of discussing the Policy
Declaration statement of said annexation; and

WHEREAS, the Policy Declaration statement was adopted by the
Kanab City Council on the 27 day of Oct., 2009;
and

WHEREAS, the proposed annexation, in the judgment of the
municipality, meets with the standards set for annexation; and

WHEREAS, no protest was filed by an affected entity;

THEREFORE, it is hereby resolved by the City Council of the City
of Kanab, Utah, that:

1. Territory Annexed - the territory described below is hereby
declared annexed to the municipality:

LEGAL DESCRIPTIONS

PARCEL - A (Harold Hamblin)

Commencing at the 1/4 Corner of Sections 33 and 34 Townships 43
South, Range 6 West, Salt Lake Base & Meridian, Utah; and running
thence South 00°01'10" East along the boundary between said
Sections 33 and 34, 658.83 feet to the N-S 1/64 Corner of said
Sections 33 and 34; thence North 89°43'48" West along the east-
west centerline of the Northeast ¼ Southeast ¼, 561.00 feet to

POLICY DECLARATION FOR PROPOSED

HAROLD HAMBLIN

ANNEXATION

KANAB CITY 2009

INTRODUCTION

The following is a Policy Declaration on a proposed annexation into the Kanab City of approximately 5.333 acres located adjacent to the City boundaries.

DESCRIPTION OF PROPERTY

The unincorporated territory consists of approximately 5.333 acres. It is located contiguous to the present boundaries of the Kanab City. Its present use is agricultural. It is desirable to allow police protection in the area.

The property is more particularly described as follows:

PARCEL – A (Harold Hamblin)

Commencing at the 1/4 Corner of Sections 33 and 34 Townships 43 South, Range 6 West, Salt Lake Base & Meridian, Utah; and running thence South 00°01'10" East along the boundary between said Sections 33 and 34, 658.83 feet to the N-S 1/64 Corner of said Sections 33 and 34; thence North 89°43'48" West along the east-west centerline of the Northeast 1/4 Southeast 1/4, 561.00 feet to the TRUE POINT OF BEGINNING, said point being on the City Limits of Kanab City, thence North 89°43'48" West along the east-west centerline of the Northeast 1/4 Southeast 1/4, leaving the City Limits, 92.75 feet to the Northeast-Southeast 1/64 Corner of said Section 33; thence North 89°43'48" West along the east-west centerline of the Northeast 1/4 Southeast 1/4, 611.85 feet to the easterly Right-of-Way of U.S. Highway 89A, which point is on the City Limits of Kanab City; thence following the City Limits as follows: Thence North of 00°10'18" East along the said easterly Right-of-Way Line of U.S. Highway 89A, 330.19 feet to the east-west centerline of the Northwest 1/4 Northeast 1/4 Southeast 1/4 of said Section 33; thence South 89°41'42" East along the east-west centerline of the Northwest 1/4 Northeast 1/4 Southeast 1/4 of said Section 33, 610.53 feet to the Center-North-Northeast-Southeast 1/256 Corner of said Section 33; thence South 89°41'42" East along the east-west centerline of the Northeast 1/4 Northeast 1/4 Southeast 1/4 of said Section 33, 92.98 feet; thence South 00°01'09" East continuing along the City Limits of Kanab City, 329.76 feet to the point of beginning containing 5.333 acres.

COMPLIANCE WITH 10-2-417, Utah Code Annotated AND THE KANAB CITY

ANNEXATION STANDARDS

The proposed annexation complies with the requirements of Section 10-2-417, Utah Code Annotated, as follows:

1. The proposed annexation is contiguous to the present boundaries of Kanab City.
2. The proposed annexation lies within the projected expansion area under Kanab City's Master Policy Declaration on Annexation.
3. The property is not located within the boundaries of any other incorporated municipality.
4. The proposed annexation does not create any islands of unincorporation within the boundaries of the City.
5. The proposed annexation is initiated by action of the City Council and is not for the sole purpose of acquiring municipal revenue for Kanab City nor is the purpose of the annexation to limit the capacity of another municipality to annex into the same area.
6. Anticipated revenue to the City from the annexation standards established by Kanab City as follows:

The proposed annexation complies with the annexation standards established by Kanab City as follows:

1. The proposed annexation property lies contiguous within Kanab corporate city limits and will not create any peninsula or islands of unincorporation.
2. The development plan is in harmony with the general character of Kanab and the architecture, street patterns and other visual features will not conflict with adjacent, existing neighborhoods.
3. The property owners in the annexation area shall be responsible for the construction of streets, water lines, sewer lines and other similar improvements within the annexed area and such improvements shall meet current City standards before they are dedicated to or accepted by the City.
4. The City shall provide other municipal services into the annexation area which do not require construction or installation of facilities within the annexation area providing that the annexation residents shall bear the costs of such services if they are disproportionate to the costs of the services provided to the average residents of Kanab City.
5. The area annexed shall be annexed at a zone of Residential Agricultural (RA-2) for the Harold Hamblin property, their present zoning in the County is Agricultural and the adjacent property within the City is South Highway 89A.

MUNICIPAL SERVICES

The needs of the municipal services in the proposed annexation area are as follows:

1. Culinary water. Culinary water is presently available near the annexed area. Water lines shall be extended to the area at the expense of the property owner requesting such service.
2. Sanitary sewer. There are residents in the area to be annexed. There are no connections to the City sanitary sewer system. The cost of extending further sewer lines

shall be paid by the individuals desiring the service. When the sewer system is in place, property within 300 feet of the system will be required to connect to it.

3. Electrical power. The area to be annexed will be served by Garkane Power.

4. Streets and roads. The area is bordered by the following public roadway(s):
1434 South Highway 89A. Future road improvements may require assessments against individual owners of the property benefited. Kanab City will require adequate access on new streets of sufficient width and appropriate construction to efficiently handle anticipated changes in traffic patterns or flow prior to any new construction in the area. The cost of any street improvements shall be paid by those individuals who desire or benefit by the improvements and shall be allocated among them in a fair and reasonable manner.

5. Police and fire protection. As future development of the area is established, a need for adequate police and fire protection will increase. This protection will be immediately extended into the annexation area, but should not create a need for increased facilities or personnel in the respective departments.

6. Development. As development occurs and the need for municipal services increases, these costs will be largely borne by the developers of the property or the property owners. All development will be in accordance with zoning, subdivision, and other municipal ordinances and will be subject to the approval of the Kanab City Planning Commission and the City Council.

TAX CONSEQUENCES

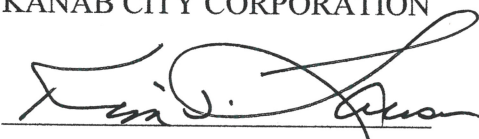
It is anticipated that the tax consequences of the annexation will be minimal. It is anticipated that the taxes of those residents already within the City will not substantially increase because of the costs of capital improvements on the property, or in the most part be borne by the owner or developer of the area proposed for annexation.

ADOPTED this 27 day of Oct, 2009.

Attest:



KANAB CITY CORPORATION


Mayor, Kim T. Lawson

STATE OF UTAH)
CITY OF KANAB) ss

I Do Hereby Certify That The Foregoing Is A
Just, True And Correct Copy Of The Original

Harold Hamblin Annexation
Plat Resolution


Filed For Record At KANAB CITY CORP., Kanab, Ut
Witness My Hand And Seal

This 29 Day of December, 2009

By Beth A. McAllister
Kanab City Recorder

located in the Northeast 1/4 Southeast 1/4 Section 33, Township 43 South, Range 6 West, Salt Lake Base & Meridian

LEGEND

 FOUND SURVEY CORNER

SURVEYOR'S CERTIFICATE

I, Lanny K. Tolbert, do hereby certify that I am a Registered Land Surveyor, and that I hold Certificate No. 165434, as prescribed under the laws of the State of Utah. I further certify that this plot correctly represents lands to be added to the corporate limits of Kanab City, Kane County, Utah.

Lanny K. Tolbert
Date May 04, 2009

Lanny K. Tolbert P. E. S. No. 165434

ANNEXATION BOUNDARY DESCRIPTION

[illegible]

TALBOT LAND SURVEYORS
159 WEST CENTER ST., SUITE 102, KANAB, UTAH
PHONE: (435) 644-3556 84711

RECORDED No. _____
STATE OF IOWA, COUNTY OF JAMES _____

FILED AT THE REQUEST OF: _____

TIME: _____ BOOK: _____ PAGE: _____

INDEXED _____

APPROVAL AND ACCEPTANCE by the CITY OF KANAB, UTAH

By the Mayor, "ANEXATION PLAT" and by authorizing of said City Clerk, _____, to execute the same, at the _____ day of _____, 2000, in the minutes of the _____ meeting of the _____ of said City of Kanab, UTAH, hereby accept the said plat with all commitments and all obligations therein thereto.

David L. Miller
Mayor, KANAB, UTAH

David L. Miller
City Clerk, KANAB, UTAH

APPROVAL AS TO FORM
Approved as to form this
30th Day of October A.D. 2008
[Signature]
City Attorney

APPROVAL OF THE PLANNING COMMISSION

On this the 20th day of Oct, 2009, the Planning Commission of the City of Kanab, having reviewed the above "ANNEXATION PLAT" and having found that it complies with the requirements of the City of Kanab's planning ordinance, and by authorization of said commission hereby approve said plat for acceptance by the City of Kanab, Utah.

Walter Chambers
Chairman

CITY ENGINEER'S CERTIFICATE

I hereby certify that this office has examined this plan and it is correct in accordance with information on file in this office.

June 16, 2009 *Michael J. Kohn*
City Engineer